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Washington, DC 2023

August 20, 2002

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In re application of:  
Jean-Francois Delmas et al      **DECISION ON PETITION**  
Serial No.: 09/605,390  
Filed: June 28, 2000  
For: RECTROREFLECTING METROLOGY  
      TARGET MARKER DEVICE

This is a decision on the petition received on May 31, 2002, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed August 28, 2000. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned October 31, 2000. A notice of abandonment was mailed on May 15, 2002.

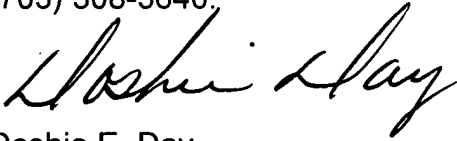
On May 31, 2002, the office received a communication from the attorney of record. Enclosed was an acknowledgment that the attorney never received the Notice to File Missing Part mailed August 28, 2000.

The evidence submitted is sufficient to establish that the petitioners never received the Notice to File Missing Parts of Application mailed August 28, 2000.

The petition is hereby GRANTED.

The application has been completed for release to Technology Center 2877

Telephone inquiries concerning this matter may be directed to Doshie E. Day at  
(703) 308-3640.

A handwritten signature in cursive script, appearing to read "Doshie E. Day".

Doshie E. Day  
Program Management Assistant  
Office Initial Patent Examination.